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Effective on 12/08/2004.

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

### Complete if Known

Application Number	10/760,496
Filing Date	January 21, 2004
First Named Inventor	Tomoyuki Ohzeki
Examiner Name	CHEA, THORL
Art Unit	1752
Attorney Docket No.	FS-F03224-01

TOTAL AMOUNT OF PAYMENT (\$) 1500.00

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_  
☒ Deposit Account Deposit Account Number: 501322 Deposit Account Name: TAIYO, NAKAJIMA & KATO

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 20 or HP = _____ x _____ = _____		
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 3 or HP = _____ x _____ = _____		
HP = highest number of independent claims paid for, if greater than 3.		

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Terminal Disclaimer Fee (US\$130.00) Petition Fee (US\$1370.00) 1500.00

#### SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 34,474	Telephone 703-416-0376
Name (Print/Type)	Margaret A. Burke		Date July 15, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.: 10/760,496 Confirmation No. 1131  
Applicant: Tomoyuki Ohzeki  
Filed: January 21, 2004  
Title: PHOTOTHERMOGRAPHIC MATERIAL  
Art Unit: 1752  
Examiner: Thorl Chea  
Docket No.: FS-F03224-01  
Cust. No.: 37398

Mail Stop: Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR AN UNINTENTIONALLY-DELAYED CLAIM TO PRIORITY  
FROM AN EARLIER-FILED APPLICATION UNDER 37 C.F.R. 1.78(a)(3)**

Sir:

Applicant hereby petitions the U.S. Patent Office to accept a claim for priority under 35 U.S.C. 120 to earlier-filed, copending U.S. Patent Application Nos. 10/285,644, 10/633,253 and 10/736,334. The present application claims the status of continuation-in-part of 10/285,644, 10/633,253 and 10/736,334.. The reference required under 37 C.F.R. 1.78(a)(2) accompanies this petition in the form of an amendment to the specification.

(A) The surcharge of \$1370.00 under 37 C.F.R. 1.17(t) accompanies this petition.

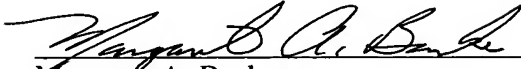
(B) The entire delay between the date that the claim was due (January 24, 2004

07/20/2005 HALI11 00000036 501322 10760496

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for 10/285,644, December 4, 2004 for 10/633,253 and April 16, 2005 for 10/736,334)  
and the date that this claim is being filed (July 19, 2005) was unintentional.

Respectfully submitted,

  
Margaret A. Burke  
Reg. No. 34,474

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July 19, 2005